

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 2478**

January 26, 2010

**SUMMARY OF BILL:** Imposes mandatory minimum commitment periods to the Department of Children's Services (DCS) when a juvenile is adjudicated delinquent for a violation of the manufacture, delivery, sale, or possession for delivery or sale of a controlled substance including methamphetamine. All first time offenders will be committed for three months. Juveniles who are 15 years of age or younger committing the second offense will be committed for six months. Juveniles who are 16 years of age or older committing second or subsequent offenses will be committed for nine months. Requires commitment periods to be fully served or until the juvenile reaches 19 years of age.

**ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$1,136,900**

**Increase Local Expenditures – Not Significant**

**Increase Federal Expenditures - \$723,100**

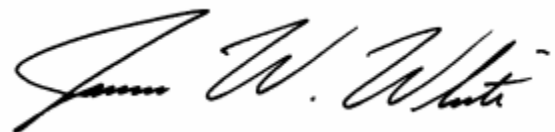
**Assumptions:**

- According to the Administrative Office of the Courts, there were 4,608 children charged with drug offenses in 2008.
- According to DCS, approximately 81 additional juveniles will be committed to state custody. The average length of stay under the bill's guidelines is approximately 184 days. The number of additional days in custody is approximately 14,904 (184 days x 81 juveniles).
- The average cost per committal day is \$108. The total cost for the increase in committals is approximately \$1,609,632 (14,904 x \$108).
- Of the \$1,609,632, approximately seven percent (\$112,674) will be Title IV-E federal funds; approximately 49 percent (\$788,720) will be through TennCare; and approximately 44 percent (\$708,238) will be state funding.
- Of the \$788,720 in TennCare funds, approximately \$518,820 will be federal funds at a 65.78 percent match rate and approximately \$269,900 will be state funds at a 34.22 percent match rate.
- DCS estimates that three additional case managers and one team leader will be required to handle the increase in commitments.

- The three additional case managers will result in an increase in expenditures of \$183,288 which include salaries (\$103,200), benefits (\$35,088), and other costs such as travel, communications, and supplies (\$45,000).
- The one additional team leader will result in an increase in expenditures of \$67,126 which includes salary (\$38,900), benefits (\$13,226), and other costs such as travel, communications, and supplies (\$15,000).
- The total increase in personnel costs will be approximately \$250,414 (\$183,288 + \$67,126). Of this increase, approximately seven percent (\$17,529) will be Title IV-E federal funds; approximately 45 percent (\$112,686) will be through TennCare; and approximately 48 percent (\$120,199) will be state funding.
- Of the \$112,686 in TennCare funds, approximately \$74,125 will be federal funding at a 65.78 percent match rate and approximately \$38,561 will be state funding at a 34.22 percent match rate.
- The total increase in federal funding will be approximately \$723,148 (\$112,674 + \$518,820 + \$17,529 + \$74,125).
- The total increase in state funding will be approximately \$1,136,898 (\$708,238 + \$269,900 + \$120,199 + \$38,561)
- DCS estimates that the local increase in committals is not expected to be 300 percent above the state average; therefore, any increase in local expenditures is estimated to be not significant.

## **CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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